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9 *Life Insurance Company*

10 **UNITED STATES BANKRUPTCY COURT**
11 **NORTHERN DISTRICT OF CALIFORNIA**
12 **SAN JOSE DIVISION**

13 In re PG&E CORPORATION

Bankruptcy Case No. 19-30088 (DM)

14 -and-

15 PACIFIC GAS AND ELECTRIC
16 COMPANY,

MOTION FOR LEAVE TO FILE LATE
AND OPPOSITION TO REORGANIZED
DEBTORS' THIRTEENTH SECURITIES
CLAIMS OMNIBUS OBJECTION
(CLAIMS BARRED BY THE STATUTE
OF REPOSE)

17 Debtors

18 Affects both Debtors

Hearing Information:

Date: September 29, 2021

Time: 10:00 a.m. (Pacific Time)

Place: (Telephone Appearances Only)

United States Bankruptcy Court

Courtroom 17, 16th Floor

San Francisco, CA 94102

Related to Dkt. Nos. 11085, 11086, 11087

21 The Commonwealth Annuity and Life Insurance Company (the "Commonwealth
22 Annuity and Life") hereby respectfully submits this Motion to File Opposition Late and to
23

1 Oppose Reorganized Debtors' Thirteenth Securities Claims Omnibus Objection [Dkt. No.
2 11085].¹

3
4 **MOTION FOR LEAVE TO FILE OPPOSITION LATE**

5 As ground for this motion, Commonwealth Annuity and Life states that it did not receive
6 effective notice of the Thirteenth Securities Claims Omnibus Objection and were unable to lodge
7 their objection until today. In addition, since other claimants lodged objections before the
8 purported September 15, 2021 deadline to do so, there will be no prejudice to the parties or
9 disruption of the Court's schedule by allowing Commonwealth Annuity and Life to appear and
10 assert its opposition to the Debtors' Thirteenth Securities Claims Omnibus Objection.
11

12 **OPPOSITION**

13 Commonwealth Annuity and Life respectfully joins in the substantive Oppositions
14 already on file to the Debtors' Eleventh Securities Claims Omnibus Objection [Dkt. Nos. 11168
15 and 11170], which is identical in all material respects to the Thirteenth Securities Claims
16 Omnibus Objection. [See Dkt. Nos. 11085 n.1; 11260 Exh. A (redlined comparison of Eleventh
17 and Thirteenth Securities Claims Omnibus Objections)]. In addition, and without limitation,
18 Commonwealth Annuity and Life states, based on investigation of counsel, that there were
19 numerous data import errors associated with claims filings received by Prime Clerk and therefore
20 the information upon which the Radetich and Keable Declarations are based is not reliable. Nor
21 did Commonwealth Annuity and Life submit all its claims herein exclusively under Section 11 of
22
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27 ¹ The applicable claim number and other pertinent information for Commonwealth Annuity
28 and Life is attached hereto as **Appendix A**.

1 the Securities Act and therefore the Statute of Repose does not bar the compensation to which
2 Commonwealth Annuity and Life is entitled arising from any other basis.

3
4 **RESERVATION OF RIGHTS**

5 Commonwealth Annuity and Life reserves all its respective rights, claims, defenses,
6 and remedies, including, without limitation, the right to amend, modify or supplement this
7 Opposition in accordance with applicable rules.

8 Dated: September 20, 2021

BLA SCHWARTZ, P.C.

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11 By: /s/ Irwin B. Schwartz
Irwin B. Schwartz

12 Counsel for Commonwealth Annuity and Life
13 Insurance Company
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Signed under the penalties of perjury on this 20th day of September 2021.

Brenda J. Page
Brenda J. Page

APPENDIX A

CREDITOR	CLAIM NO.	DATE	AMOUNT OF CLAIM	NOTICE ADDRESS
Commonwealth Annuity and Life Insurance Company	100939	4/16/2020	\$467,740.44	<p>Brenda J. Page Managing Associate General Counsel, Head of Investment Law, The Hartford One Hartford Plaza, NP5-B Hartford, CT 06155 (860) 297-6444 Brenda.Page@thehartford.com</p> <p>With a copy to:</p> <p>Irwin B. Schwartz BLA Schwartz P.C. One University Ave., Suite 302B Westwood, MA 02090 781-636-5032 ischwartz@blaschwartz.com</p>